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**Introduced by Senator Figueroa**

December 2, 2002

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An act to amend Section 12693.81 of the Insurance Code, relating to healthy families.

LEGISLATIVE COUNSEL'S DIGEST

SB 28, as introduced, Figueroa. Healthy Families Program.

Existing law establishes the Healthy Families Program, administered by the Managed Risk Medical Insurance Board, to arrange for the provision of health, dental, and vision services to eligible children based upon applications submitted by applicants to the program. Existing law provides that it is unfair competition for an insurer, an insurance agent or broker, or an administrator to refer an individual employee or an employee's dependent to the program or to arrange for an individual employee or an employee's dependent to apply for the program in order to separate the employee or dependent from the employer's group health coverage. Existing law provides that an employee applicant shall have a personal right of action to enforce these unfair competition provisions.

This bill would make nonsubstantive changes to these provisions.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. Section 12693.81 of the Insurance Code is  
2 amended to read:  
3 12693.81. (a) It shall constitute unfair competition for  
4 purposes of Chapter 5 (commencing with Section 17200) of Part

1 2 of Division 7 of the Business and Professions Code for an insurer,  
2 an insurance agent or broker, or an administrator, as defined in  
3 Section 1759, to refer an individual employee or *an* employee's  
4 dependent to the program, or arrange for an individual employee  
5 or employee's dependent to apply for the program, for the purpose  
6 of separating that employee or employee's dependent from group  
7 health coverage in connection with the employee's employment.  
8 (b) Any employee applicant in subdivision (a) shall have *a*  
9 personal right of action to enforce subdivision (a).

